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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Inventor(s): Alexandra Nsonwu, et al.
Filed: October 27, 2000
Serial No.: 09/697,964
Conf. No.: 5080
Examiner: Unknown
Docket Number: SNY-P4033
Title: Pop-Up Option Palette

Assistant Commissioner for Patents
Washington, DC 20231

PETITION TO REVIVE ON THE GROUNDS OF
UNAVOIDABLE ABANDONMENT

Sir:

Applicants hereby petition to revive the above application on the grounds that it was unavoidably abandoned. Applicants did in fact respond to the Notice to File Missing Parts mailed 12/26/2000 as evidenced by the copy enclosed herewith which was filed under a Certificate of Mailing. Moreover, Applicants received confirmation of receipt by the USPTO on January 12, 2001 as evidenced by the copy of the attached receipt post card. Accordingly, the Notice of Abandonment is clearly improper since a reply was in fact submitted and was in fact received.

The undersigned feels that under the circumstances it is improper to charge any petition fee to respond to the Notice of Abandonment dated 10/4/2002. However, the Commissioner is hereby authorized to charge the \$110 for petition to revive an unavoidably abandoned application to my Deposit Account No. 50-1267. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Jerry A. Miller
Registration No. 30,779

Dated: 10/15/2002

RECEIVED

OCT 29 2002

OFFICE OF PETITIONS

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all documents referenced herein are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on: 10/15/2002

JERRY A. MILLER (Reg. No. 30,779
JNDP Representative)

Adjustment date: 10/28/2002
10/28/2002
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(Signature)

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